

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

INCREDIBLY EDIBLE DELITES, INC., and INCREDIBLE FRANCHISE CORPORATION,	:	
	:	
	:	
Plaintiffs,	:	
	:	
vs.	:	Civil Action No.:02-CV-4021
	:	
EDIBLE ARRANGEMENTS, LLC, and	:	
EDIBLE ARRANGEMENTS FRANCHISE GROUP	:	
	:	
Defendants.	:	
	:	

**STIPULATION**

Plaintiffs, Incredibly Edible Delites, Inc. and Incredible Franchise Corporation, and defendants Edible Arrangements, LLC and Edible Arrangements Franchise Group, by and through their respective undersigned counsel, hereby agree to the following:

1. The parties in this action agree as follows to present to the Court a Joint Submission on the issue of whether the claims of the current action come under a prior settlement agreement:

- a. plaintiffs shall serve proposed agreed facts along with its position to defendants by July 25, 2002;
- b. defendants shall serve a response to the proposed agreed facts indicating facts not agreed to and presenting any additional facts for consideration along with defendants position within one week of receiving plaintiffs proposed agreed to facts and position;

c. plaintiffs shall serve its rebuttal within one week of receiving defendants response, at which time the parties shall execute and submit the joint submission to the Court.

d. the manner of service in a through c, above, shall be by facsimile or hand delivery.

2. The time for defendants to answer the complaint shall be extended, and defendants shall file and serve their answer to the complaint two weeks after the Court's decision on the joint submission.

HARDING, EARLEY, FOLLMER & FRAILEY

Date: \_\_\_\_\_

By: \_\_\_\_\_

John F.A. Earley III  
Frank J. Bonini, Jr.  
P.O. Box 750  
86 The Commons at Valley Forge East  
1288 Valley Forge Road  
Valley Forge, PA 19482-0750  
Voice (610) 935-2300  
Fax (610) 935-2300  
Attorneys for Plaintiffs

MARSHALL, DENNEHEY, WARNER,  
COLEMAN, and GOGGIN

Date: \_\_\_\_\_

By: \_\_\_\_\_

Daniel J. Hart  
Arthur Lefco  
1845 Walnut Street  
Philadelphia, PA 19103-4797  
Voice (215) 575-2600  
Fax (215) 575-0856

Attorneys for Defendants  
Edible Arrangements Franchise Group

RAWLE & HENDERSON, LLP

Date: \_\_\_\_\_

By: \_\_\_\_\_

Joseph L. Turchi

The Widener Building, One South Penn Square  
Philadelphia, PA 19107

Voice (215) 575-4200

Fax (215) 563-2583

Attorneys for Defendants

Edible Arrangements, LLC

SO ORDERED:

\_\_\_\_\_  
Edmund V. Ludwig  
U.S.D.J.